

Republic of the Philippines
HOUSE OF REPRESENTATIVES
Quezon City

EIGHTEENTH CONGRESS
Second Regular Session

HOUSE BILL NO. 8171



Introduced by **HON. JOY MYRA S. TAMBUNTING**

EXPLANATORY NOTE

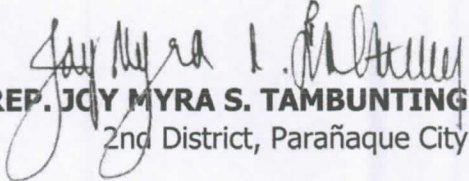
Article XIV, Section 15 of the 1987 Constitution provides that "Arts and letters shall enjoy the patronage of the State. The State shall conserve, promote, and popularize the nation's historical and cultural heritage and resources, as well as artistic creations."

Art is an essential tool for nation building. It is integral to a nation's struggle for national identity as it has the ability to evoke dialogue, induce reflection and charter new relationships and ideas—all of which are essential to a healthy society.

Artistic creations such as movies or films are often utilized to reflect the societal realities, community struggles, and a nation's aspirations. Simply put, movies and films are imprints of our nation's history, culture and identity. The works of classic Filipino filmmakers Lino Brocka, Manuel Conde, Ishmael Bernal, among many others, are testament to how our culture and history are embedded in films. Unfortunately, we have lost numerous films from the earlier years due to inadequate efforts towards the preservation of Filipino classic films.

In consideration of the many creations which we have permanently lost, this measure seeks to create a national film archive which shall be responsible for an archival administration program for the efficient recovery, restoration, conservation, presentation, maintenance, utilization and disposal of cinematographic films. This is proposed to ensure that future generations will have access to these cinematic imprints of the Filipino heritage.

On behalf of the people of Parañaque City's Second District, and for the common good of the Filipino people, the approval of the said measure is earnestly sought.


REP. JOY MYRA S. TAMBUNTING
2nd District, Parañaque City

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AN ACT
CREATING THE NATIONAL FILM ARCHIVE TO BE MANAGED BY THE FILM
DEVELOPMENT COUNCIL, AND APPROPRIATING FUNDS THEREFOR

Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:

SECTION 1. There is hereby created a National Film Archive of the Philippines to be managed and maintained by the Film Development Council.

SEC. 2. The National Film Archive of the Philippines shall have the following powers and functions:

1. Plan, formulate and implement an archival administration program for the efficient recovery, restoration, conservation, presentation, maintenance, utilization and disposal or cinematographic films including the adoption of security measures and film protection program.
2. Review and approve films nominated for inclusion in the National Film Archive:
3. Conduct archival research using materials here and abroad, including background studies about films considered for inclusion in the National Film Archive, and:
4. Acquire through transfer, donation, purchase or any other means film prints and digital masters of films which have enduring archival value:
5. Ensure the preservation and conservation of existing and future film archival resources of the government:
6. Reproduce and authenticate copies of cinematic films, subject to copyright laws:
7. Facilitate the acquisition of a permanent and suitable building for the National Film Archives to house the country's film archival holdings:
8. Promote appreciation of and build cultural values from the cinematic films in the National Film Archive:
9. Provide for access to the Film Archive for scholarly and research process, subject to reasonable guidelines:
10. Make Filipino films readily available for educational, historical, and cultural purposes to all segments of Philippine society, as well as the international community;

11. Give technical assistance to all government offices, instrumentalities, and agencies, national or local, in the planning, implementation and evaluation of their film archives administration program; and
12. Conduct training programs on film archives management, including the establishment of an archival system for both public and private sectors.

SEC. 3. The National Film Archive of the Philippines shall be headed by an executive director with a rank equivalent to a bureau director and who shall be assisted by two deputy executive directors. The President of the Philippines shall appoint the executive director and the two deputy executive directors of the Film Archive from a list of nominees submitted by the Film Development Council: *Provided*, That said officials to be appointed to the Film Archive shall be knowledgeable of the artistic, historical, cultural and/or technical aspects of film evaluation, restoration and/or archiving along world-class standards.

The executive director and the deputy executive directors shall serve for a term of two (2) years and shall be eligible for reappointment for a second term: *Provided*, That no director shall serve for more than two (2) consecutive terms: *Provided further*, if any director fails to complete a term, the person appointed to fill the vacancy shall serve only for the unexpired portion of the term of the director whom he/she succeeds, unless re-appointed: *Provided finally*, That such service of the unexpired portion shall not be counted as a term.

The National Film Archives shall establish its own staffing pattern and salary and compensation scheme, within six months from the effectivity of this Act, subject to the rules and regulations of the Department of Budget and Management (DBM) and the Civil Service Commission (CSC).

SEC. 4. Film companies or individual producers are hereby required to submit, at reasonable cost, a copy of their film to the National Film Archive within three (3) months from its official release.

SEC. 5. The Film Development Council shall, in consultation with the National Historical Institute, National Commission on Cultural and Arts, and the National Archives of the Philippines, issue the necessary rules and regulations to implement the provisions hereof.

SEC. 6. The amount necessary to carry out the provisions of this Act shall be included in the General Appropriations Act of the year following its enactment into law and thereafter.

SEC. 7. All acts, decrees, executive orders, rules and regulations and other issuances or parts thereof inconsistent with the provisions of this Act are hereby repealed, modified or amended

SEC. 8. If for any reason, any portion or provision of this Act be declared unconstitutional, other parts or provisions hereof which are not affected thereby shall continue to be in full force and effect.

SEC. 9. This Act shall take effect fifteen (15) days after its publication either in the Official Gazette or in a newspaper of general circulation.

Approved,